



Corres. and Mail
BOX AF

**RESPONSE UNDER 37 C.F.R. 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2126**

AF IAW
2126

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Kubala et al. Confirmation No.: 4085
Serial No.: 09/408,470 Group Art Unit: 2126
Filed: 09/28/99 Examiner: George L. Opie
Title: DYNAMICALLY REDISTRIBUTING SHAREABLE RESOURCES OF A
COMPUTING ENVIRONMENT TO MANAGE THE WORKLOAD OF THAT
ENVIRONMENT

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with
the U.S. Postal Service as first class mail in an envelope addressed
to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA
22313-1450, on December 15, 2004.

Jill M. Breedlove
Attorney for Applicants
Registration No.: 32,684

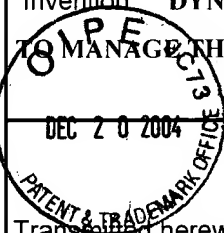
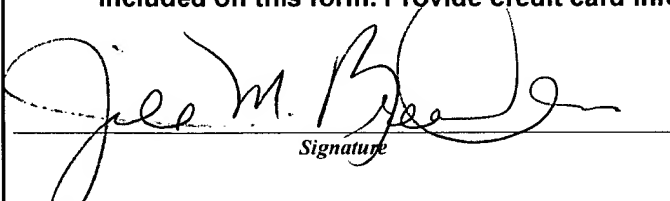
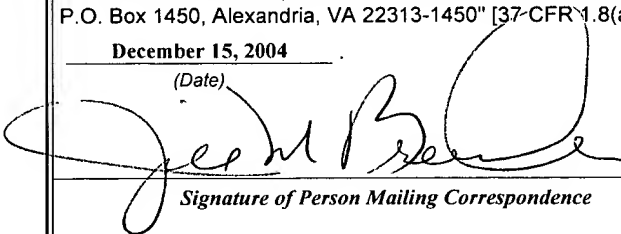
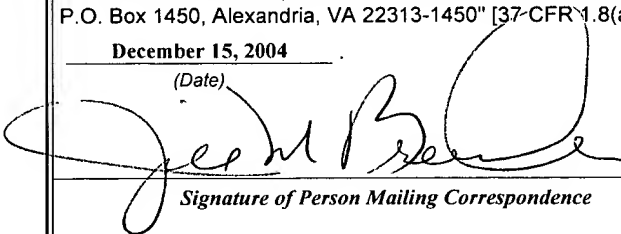
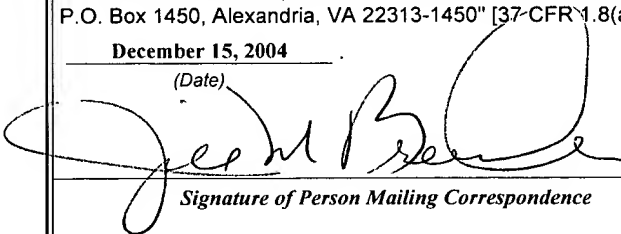
Date of Signature: December 15, 2004.

To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Response To Final Office Action

Dear Sir:

This Response to Office Action is being submitted in reply to the Final Office Action
mailed October 18, 2004 for the above-referenced patent application.

AMENDMENT TRANSMITTAL LETTER (Large Entity)				Docket No. PO9-99-159									
Applicant(s): Kubala et al.													
Application No. 09/408,470	Filing Date 09/28/99	Examiner George L. Opie	Customer No. 23405	Group Art Unit 2126	Confirmation No. 4085								
Invention: DYNAMICALLY REDISTRIBUTING SHAREABLE RESOURCES OF A COMPUTING ENVIRONMENT TO MANAGE THE WORKLOAD OF THAT ENVIRONMENT													
 COMMISSIONER FOR PATENTS:													
Transmitted herewith is an amendment in the above-identified application.													
The fee has been calculated and is transmitted as shown below.													
CLAIMS AS AMENDED													
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE								
TOTAL CLAIMS	65 -	65 =	0 x	\$18.00	\$0.00								
INDEP. CLAIMS	8 -	8 =	0 x	\$86.00	\$0.00								
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00								
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00								
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 09-0463 (IBM) <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038.													
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.													
 _____ <i>Signature</i>			Dated: December 15, 2004										
Jill M. Breedlove, Esq. Reg. No. 32,684 Heslin Rothenberg Farley & Mesiti P.C. 5 Columbia Circle Albany, NY 12203 Telephone (518) 452-5600 Facsimile (518) 452-5579			<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td colspan="2">I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37-CFR 1.8(a)] on</td> </tr> <tr> <td style="text-align: center;">December 15, 2004</td> <td style="text-align: center;">(Date)</td> </tr> <tr> <td colspan="2" style="text-align: center;">  _____ <i>Signature of Person Mailing Correspondence</i> </td> </tr> <tr> <td colspan="2" style="text-align: center;"> Jill M. Breedlove _____ <i>Typed or Printed Name of Person Mailing Correspondence</i> </td> </tr> </table>			I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37-CFR 1.8(a)] on		December 15, 2004	(Date)	 _____ <i>Signature of Person Mailing Correspondence</i>		Jill M. Breedlove _____ <i>Typed or Printed Name of Person Mailing Correspondence</i>	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37-CFR 1.8(a)] on													
December 15, 2004	(Date)												
 _____ <i>Signature of Person Mailing Correspondence</i>													
Jill M. Breedlove _____ <i>Typed or Printed Name of Person Mailing Correspondence</i>													
CC:													